

REMARKS

Claim 14 has been amended to change the dependency to claim 1 from claim 12, which has been deleted. Further, claim 22 has been amended to delete "or Ib." In addition, the definition of Z has been amended in claim 22 to indicate that all substituents on the heterocycle are alkyl substituents. Support for this amendment is found in claim 1. This claim has been amended to distinguish over EP 0287317, which was submitted in an Information Disclosure Statement mailed May 7, 2002, and which was initialed by the Examiner in the copy of the PTO Form 1449 mailed October 29, 2002. On page 7 of the reference, various platinum complexes have been disclosed. For example, one has a ligand which is 2-ethyl-4-nitroimidazole, that is an alkyl-substituted nitroimidazole where the alkyl substituent is coupled to the heterocycle at a position one atom removed from the coordination atom in the heterocycle. Entry of this amendment is respectfully requested.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 391442004300. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

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